

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

HORTON HOMES, INC.,)
Plaintiff,)
v.) CIVIL ACTION NO. 2:07-cv-506-MEF
LARUE BANDY, MARIE BANDY,)
PATRICK PRITCHETT, WILLIAM)
SHANER, ELSIE FONDREN)
AVERETTE, WILLIAM CRUTHIRDS,)
and SHERRIE CRUTHIRDS,)
Defendants.)

DEFENDANTS' PROPOSED DEPOSITION

TESTIMONY TO BE USED AT TRIAL

COME NOW your Defendants in the above-styled cause and hereby list the following deposition testimony that they may use at the trial of this cause:

1. Excerpts from Steve Sinclair deposition attached as Exhibit "A."
2. Excerpts from 30(b)(6) deposition of Steve Sinclair attached as Exhibit "B."
3. Excerpts from Dudley Horton deposition attached as Exhibit "C."
4. 30(b)(6) deposition of Dudley Horton attached as Exhibit "D."
5. Excerpts of the deposition of Martin Fierman attached as Exhibit "E."
6. Excerpts of the deposition of Joseph Briley attached as Exhibit "F."
7. Excerpts of the deposition of R. W. Hicks, Jr. attached as Exhibit "G."

8. Excerpts of the deposition of Michael Thigpen attached as Exhibit
“H.”

Respectfully submitted on this the 20th day of August, 2008.

/s/ Frank H. Hawthorne, Jr.
FRANK H. HAWTHORNE, JR. (HAW012)
Attorney for Defendants

OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that I have on this the 20th day of August, 2008, filed the above pleading/discovery electronically with the CM/ECF E-Filing System in Federal District Court. The below counsel will receive a copy from the system via email if registered in the system. If not, I certify that I have placed a copy of the same in the U.S. mail this day.

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/s/ Frank H. Hawthorne, Jr.
OF COUNSEL

Steve Sinclair Deposition

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Dudley Horton, Jr. Deposition

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IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

HORTON HOMES, INC., :
Plaintiff :
vs. : CIVIL ACTION NO.
LARUE BANDY, MARIE BANDY, :
PATRICK PRITCHETT, WILLIAM :
SHANER, ELSIE FONDREN AVERETTE, :
WILLIAM CRUTHERDS, and SHERRIE :
CRUTHERDS, :
Defendants. :

MACON, GEORGIA 3:50 P. M. MAY 21, 2008

The 30(b) (6) deposition of N. DUDLEY HORTON, JR. is being taken by the Defendants; testimony is given before Jeweldine Johnston, Georgia Certified Court Reporter A-89, in the offices of Hall, Bloch, Garland & Meyer, Suite 1500, 577 Mulberry Street, Macon, Georgia, on May 21, 2008, beginning at approximately 3:50 p. m.

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Joseph H. Briley Deposition

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R. W. Hicks, Jr. Deposition

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